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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------------|----------------------|---------------------|------------------|
| 09/921,127 | 08/03/2001 | Christian Kraft | 367.40414X00 | 6446 |
| 20457 | 7590 02/07/2005 | EXAMINER | | |
| | I, TERRY, STOUT & | PEACHES, RANDY | | |
| 1300 NORTH SEVENTEENTH STREET SUITE 1800 | | | ART UNIT · | PAPER NUMBER |
| | , VA 22209-9889 | | 2686 | |

DATE MAILED: 02/07/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

| Advisory Action G8921.127 | | Application No. | Applicant(s) | | | | |
|--|---|---------------------------------|--------------------------------|--|--|--|--|
| Examiner Randy Peaches 2686 -The MAILING DATE of this communication appears on the cover sheet with the correspondence address - THE REFLY FILED 21 January 2005. FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper perply to a final rejection under 37 CFR 1.13c may 1 timely filed amendment which places the application in final rejection under 37 CFR 1.13c may 1 timely filed amendment which places the application in condition for allowance; (2) a timely filed Molice of Appeal (with appeal feet); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.11d. PERIOD FOR REPLY (check either a) or (5) The period for reply express 3 months from the mailing date of the final rejection. The period for reply express 3 months from the mailing date of the Advisory Action, or (2) the date set forth in the final rejection, whichever is bater. In no event, however, with the stationy period for reply express a final final final final final final final rejection, whichever is bater. In no event, however, with the stationy period for reply express 3 months from the mailing date of the final rejection, whichever is bater. In no event, however, with the stationy period for reply express 3 months from the mailing date of the final rejection, whichever is bater. In no event, however, with the stationy period for reply express 3 months from the mailing date of the final rejection, whichever is bater. In no event, however, with the station period set for the final rejection, whichever is bater. In no event, however, with the station period set for the final rejection, whichever is bater. In no event, however, with the station period set for the final rejection, and the final rejection of the final rejection. The station of the final replection in the final rejection in the final rejection in the final rejection in cancelling the non-allowable claim(s) is calculated from Cilips and perio | Advisory Action | 09/921,127 | KRAFT, CHRISTIAN | | | | |
| The RAILING DATE of this communication appears on the cover sheet with the correspondence address — THE REPLY FILED 21 January 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to a void abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either. (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed voltice of Appeals (with appeal fee), or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. PERIOD FOR REPLY [check either a) or bi] The period for reply expires 2 months from the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, with the studyor period for reply expires at 11 miles of the final rejection, whichever is later. In no event, however, with the studyor period for reply expires at 11 miles in SIM MONTHS from the mailing date of the final rejection. The period for reply expires 3 months from the mailing date of the final rejection, whichever is later. In no event, however, with the study operation from solven the mailing date of the final rejection, whichever is later. In no event, however, with the study operation of the solvent and study operation from under 37 CFR 1.1369 and the appropriate extension for the value of the final rejection in the final rejection. The final rejection is the set of the schedule of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.1369 and the appropriate extension fee under 37 CFR 1.1369 and the appropriate extension fee under 37 CFR 1.1369 and the appropriate extension fee under 37 CFR 1.1369 and the appropriate extension fee under 37 CFR 1.1369 and the appropriate extension fee under 37 CFR 1.1369 and the appropriate extension fee under 37 CFR 1.1369 and the appropriate extension fee under 37 CFR 1.1369 and the appropriate extension fee und | , | Examiner | Art Unit | | | | |
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| Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may guity be either. (1) a timely field emendment within places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. PERIOD FOR REPLY (check either a) or b) PERIOD FOR REPLY (check either a) or b) The period for reply expires 3 months from the mailing date of the final rejection. **PROTOR FOR REPLY** (check either a) or b) The period for reply expires 3 months from the mailing date of the final rejection. **PROTOR FOR FOR FOR FOR FOR FOR FOR FOR FOR F | The MAILING DATE of this communication appears on the cover sheet with the correspondence address | | | | | | |
| a) The period for reply expires 3 months from the mailing date of the final rejection. b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, with estudiory period for reply expire later than SIX MONTHS form the mailing date of the final rejection. ONLY CHECK CHIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP Extensions of time may be obtained under 37 CFR 1.13(s). The date on which the petition under 37 CFR 1.13(s) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.13(s) is calculated from (1) the expiration date of the shorteed statutory period for reply originally set in the final rejection, even if timely filed, may reduce any examed patent term adjustment. See 37 CFR 1.704(b). 1 | Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued | | | | | | |
| b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set torth in the final rejection. Not, nower, with the statutory period for reply expire later han SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REFLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed in the date for purposes of determining the period of extension and the corresponding amount of the fee. The proposed of the shortened statutory period for reply originally set in the final Office action, or (2) as set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 2. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 2. The proposed amendment(s) will not be entered because: (a) they raise new issues that would require further consideration and/or search (see NOTE below); (b) they raise the issue of new matter (see Note below); (c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) they present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See Continuation Sheet. 3. Applicant's reply has overcome the following rejection(s): 4. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s) would be rejected is provided below or appended. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which wer | PERIOD FOR RE | PLY [check either a) or b)] | | | | | |
| event, however, will he saturd period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f). TO. 07(f). TO. 07(f | | | | | | | |
| have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.191 (s) above, if checked. Any reply received by the Office later than three months after the mailing date of the final orifice action, or (2) as set forth in (s) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any searned patent term adjustment. See 37 CFR 1.192 (a), or any extension thereof (37 CFR 1.191 (d)), to avoid dismissal of the appeal. 2 ★ The proposed amendment(s) will not be entered because: (a) ★ they raise new issues that would require further consideration and/or search (see NOTE below); (b) ★ they raise new issues that would require further consideration and/or search (see NOTE below); (c) ★ they raise new issue of new matter (see Note below); (d) ★ they raise new issue of new matter (see Note below); (d) ★ they present additional claims without canceling a corresponding number of finally rejected claims. NOTE: **See Continuation Sheet** 3. ★ Applicant's reply has overcome the following rejection(s): ★ Newly proposed or amended claim(s) ★ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 5. ★ Newly proposed or amended claim(s) ★ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 7. ★ For purposes of Appeal, the proposed amendment(s) a) ★ will not be entered or b) ★ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: ★ Claim(s) because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection. Claim(s) withdrawn from consideration: ★ Claim(s) withdrawn from consideration: ★ Claim(s) withdrawn from consideration: ★ Claim(s) wi | event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP | | | | | | |
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| Claim(s) objected to: Claim(s) rejected: 1 and 4-9. Claim(s) withdrawn from consideration: 8. ☑ The drawing correction filed on 21 January 2005 is a) ☑ approved or b) ☐ disapproved by the Examiner. 9. ☑ Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s). 3. 10. ☐ Other: | | | | | | | |
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| 10. Other: Maiche O Banks-Harold MARSHA D. BANKS-HAROLD SUPERVISORY PATL: EXAMINER | 9 Note the attached Information Disclosure Statement(s)(PTO-1440) Paper No(s) 2 | | | | | | |
| MARSHA D. BANKS-HAROLD SUPERVISORY PATLO EXAMINER | 10 Other Donb Harold | | | | | | |
| I PAINTAL | | marsha d. 1 Supervisory f | BANKS-HAROLD PATL: EXAMINER | | | | |

Con∯auation Sheet (PTOL-303) 09/921,127

Application No.

Continuation of 2. NOTE: The amended claimed matter requires further search and consideration. In particular, the language stating wherein a user presses a "space key" to proceed to the next character..